

# Drinker Biddle & Reath LLP

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## VIA HAND DELIVERY

May 23, 2008

Honorable Deborah A. Batts  
United States District Court Judge  
United States District Courthouse  
500 Pearl Street  
Room 2510  
New York, NY 10007

**RE: Kramer v. Lockwood Pension Services, Inc., et al., Case No. 08-CV-2429-DAB (S.D.N.Y.)**

Dear Judge Batts:

We represent Defendant Lincoln Life & Annuity Company of New York ("Lincoln") in the above-referenced matter. On May 7, 2008, plaintiff filed an Amended Complaint. Pursuant to Rule I(E) of Your Honor's Individual Practices, Lincoln hereby respectfully requests that its time to answer, move, or otherwise respond to the Amended Complaint be extended up to and including June 3, 2008. Lincoln's response is currently due May 27, 2008.

No previous requests for extensions have been made by Lincoln, and counsel for plaintiff has consented to the requested extension.

**MEMO ENDORSED**

Respectfully,

*Katherine L. Villanueva*  
Katherine L. Villanueva

KLV/elm

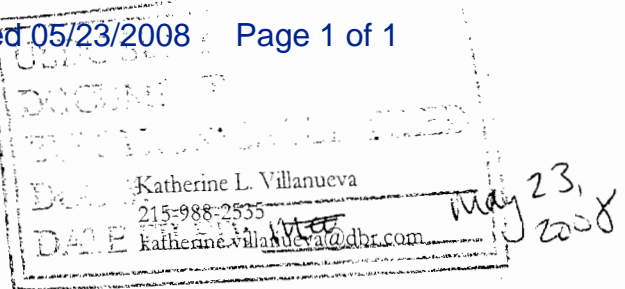
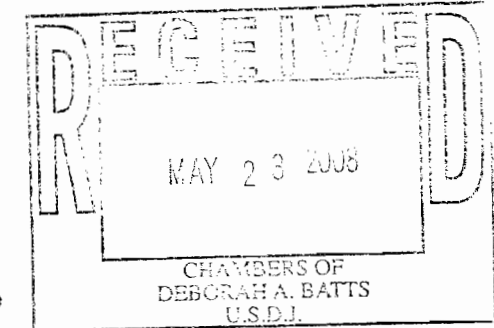
cc: Andrew A. Wittenstein, Esq. (via facsimile (212) 223-8391)  
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Peter Jakab, Esq. (via facsimile (212) 227-6479)

**SO ORDERED**

*Deborah A. Batts*

DEBORAH A. BATTS  
UNITED STATES DISTRICT JUDGE

May 23, 2008



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